

ORIGINALUNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA : SUPERSEDING
: INDICTMENT

- v. - :

SEMEN DOMNITSER, : S1 11 Cr. 120 (TPG)
a/k/a "Semyon Domnitser," :

POLINA BERENSON, :

POLINA BREYTER, :

GENRIKH KOLONTYRSKIY, :

HENRY GORDIN, :

ELLA VOSKRESENSKIY, :

a/k/a "Ella Voskresensky," :

a/k/a "Ella Blavatnik," :

ZLATA BLAVATNIK, :

SARRA GARBER, :

DORA GRANDE, :

DORA KUCHER, :

MOYSEY KUCHER, :

a/k/a "Misha Kucher," :

a/k/a "Michael Kucher," :

VALENTINA ROMASHOVA, :

a/k/a "Tina Rome," :

POLINA STAROSELETSKY, :

PYOTR BLAVATNIK, :

a/k/a "Peter Kogan," :

a/k/a "David Kagan," :

LANA KAGAN, :

a/k/a "Svetlana Kagan," :

YEVGENIYA ABRAMOVICH, :

a/k/a "Jenya," :

a/k/a "Zhenya," :

ASYA GALINDO, :

ANNA ZINGER, :

a/k/a "Anyia," :

a/k/a "Anna Zack," :

LUBA KRAMRISH, :

OKSANA ROMALIS, :

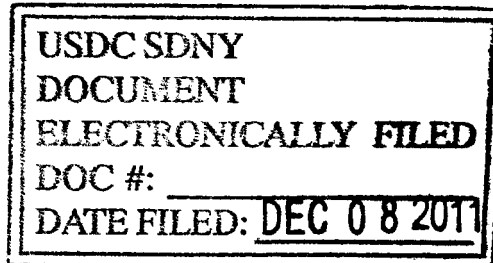
GALINA TRUTINA-DEMCHUK, :

a/k/a "Galina Demchuk," and :

MARINA ZAYTSEVA, :

Defendants. :

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MICROFILMED

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COUNT ONE

(Conspiracy to Commit Mail Fraud)

The Grand Jury charges:

BACKGROUND

1. At all times relevant to this Superseding Indictment, the Conference on Jewish Material Claims Against Germany (the "Claims Conference") was a not-for-profit organization that supervised and administered several funds that made (and continue to make) reparations to victims of the Nazis during the Holocaust. Those funds included the Hardship Fund and the Article 2 Fund, as described further below. The Claims Conference maintains offices in Manhattan, New York, and in Germany and Israel.

2. At all times relevant to this Superseding Indictment, the Hardship Fund and Article 2 Fund were funded by the German government. As described below, the Hardship Fund provided a one-time payment to eligible applicants, whereas the Article 2 Fund provided a monthly pension to eligible applicants. Applicants were required to provide, among other things, a copy of their identification document(s), date of birth, and a signed application containing information about their family and a description of the persecution they suffered at the hands of the Nazis during World War II. Applications and payments were processed by the Claims Conference, acting as an agent of the

German government. The Claims Conference received and processed thousands of applications each year.

3. The Hardship Fund (One-Time Payment). At all times relevant to this Superseding Indictment, the Hardship Fund made reparations to certain Jewish survivors of Nazi persecution who fled their homes to escape the Nazi advance. The majority of payments made by the Hardship Fund were to individuals from former Soviet bloc countries who were not under direct Nazi occupation but who fled to escape the approaching German army. Only individuals who were alive (or in utero) during World War II were eligible for the Hardship Fund. Eligible applicants received a one-time payment of approximately 2556.46 Euros, which when converted to dollars was approximately \$3,500 (depending on the exchange rate at the time of payment).

4. The Article 2 Fund (Monthly Pension). At all times relevant to this Superseding Indictment, to qualify for the Article 2 Fund, applicants must have lived in hiding or under a false identity, under inhumane conditions, for at least 18 months in Nazi-occupied territory; been imprisoned in a ghetto for Jewish individuals for at least 18 months; or been incarcerated in a concentration camp or forced labor camp for at least six months. As with the Hardship Fund, only applicants alive (or in utero) during World War II were eligible. Furthermore, under the Article 2 Fund's financial eligibility restrictions, applicants

were excluded if they earned more than \$16,000 annually after taxes. (Before 2007, the income limit was \$16,000 annually after taxes for an individual and \$21,000 annually after taxes for a couple). Eligible applicants to the Article 2 Fund received monthly payments (paid on a quarterly basis) of approximately 291 Euros per month, which when converted to dollars was approximately \$400 (depending on the exchange rate).

5. Since in or about 1994, individuals who received a monthly pension under the Article 2 Fund could not also receive a payment from the Hardship Fund.

6. At all times relevant to this Superseding Indictment, each application that was received by the Claims Conference was distributed to and assigned to a caseworker employed by the Claims Conference. The caseworker was responsible for verifying the information in the application, such as by checking the records of certain outside organizations that maintained records of flight or persecution of the applicants during World War II. The Director of the Hardship and Article 2 Funds was required to review and approve each application before payment was made. Once an application was approved for payment, a check was mailed to the applicant or electronically deposited into the applicant's bank account. The initial Article 2 Fund payment typically included a larger lump sum representing back pay to the date of the application.

THE DEFENDANTS

7. At all times relevant to the Superseding Indictment, SEMEN DOMNITSER, a/k/a "Semyon Domnitser," the defendant, was an employee and/or officer of the Claims Conference in Manhattan, New York. DOMNITSER was an Article 2 Fund caseworker from in or about April 1994 until his promotion in or about 1999 to Director of the Hardship Fund and Article 2 Fund. DOMNITSER was the Director of both Funds continuously from 1999 until his termination on or about February 3, 2010. As Director, DOMNITSER was responsible for, among other things, reviewing cases processed by the caseworkers and making final recommendations for approval and payment. DOMNITSER's approval was a prerequisite for sending applications to the German government for payment.

8. At various times relevant to the Superseding Indictment, POLINA BERENSON, POLINA BREYTER, GENRIKH KOLONTYRSKIY, HENRY GORDIN, ELLA VOSKRESENSKIY, a/k/a "Ella Voskresensky," a/k/a "Ella Blavatnik," ZLATA BLAVATNIK and POLINA STAROSELETSKY, the defendants, were employees of the Claims Conference in Manhattan, New York. BERENSON was employed as a Hardship Fund caseworker from on or about October 14, 1992 through on or about February 3, 2010. BREYTER was a Claims Conference employee from on or about July 21, 1993 through on or about February 28, 2007, and then again beginning on or about October 27, 2008 through in or about November 2010. BREYTER was,

at various times, a caseworker for both the Hardship Fund and the Article 2 Fund. KOLONTYRSKIY was employed as an Article 2 Fund caseworker at the Claims Conference from on or about March 25, 1996 through on or about December 29, 2006. GORDIN was employed as a Hardship Fund caseworker at the Claims Conference from on or about May 6, 1991 through on or about December 29, 2006.

VOSKRESENSKIY was a Claims Conference employee from on or about September 16, 1992 through on or about April 13, 2000.

VOSKRESENSKIY was, at various times, a caseworker for both the Hardship Fund and the Article 2 Fund. ZLATA BLAVATNIK was employed as a clerk at the Claims Conference from on or about February 1, 1991 through on or about November 9, 2010.

STAROSELETSKY was employed as an Article 2 Fund caseworker at the Claims Conference from on or about May 25, 1989 through on or about December 29, 2006.

9. At various times relevant to the Superseding Indictment, SARRA GARBER, the defendant, was employed at the Hebrew Immigrant Aid Society in Manhattan, New York.

10. At various times relevant to the Superseding Indictment, DORA GRANDE, the defendant, operated a business in the vicinity of Brighton 12th Street, Brooklyn, New York.

11. At various times relevant to the Superseding Indictment, VALENTINA ROMASHOVA, a/k/a "Tina Rome," the defendant, worked at a law firm in Brooklyn, New York, that

advertised in Russian-language newspapers that it could assist people with applying for compensation from the Claims Conference.

12. At all times relevant to the Superseding Indictment, DORA KUCHER, MOYSEY KUCHER, a/k/a "Misha Kucher," a/k/a "Michael Kucher," PYOTR BLAVATNIK, a/k/a "Peter Kogan," a/k/a "David Kagan," LANA KAGAN, a/k/a "Svetlana Kagan," YEVGENIYA ABRAMOVICH, a/k/a "Jenya," a/k/a "Zhenya," OKSANA ROMALIS, GALINA TRUTINA-DEMCHUK, a/k/a "Galina Demchuk," and MARINA ZAYTSEVA, the defendants, were individuals residing in Brooklyn, New York.

13. At all times relevant to the Superseding Indictment, ASYA GALINDO, the defendant, was an individual residing in Sherman Oaks, California.

14. At all times relevant to the Superseding Indictment, ANNA ZINGER, a/k/a "Anya," a/k/a "Anna Zack," the defendant, was an individual residing in Highland Park, Illinois.

15. At all times relevant to the Superseding Indictment, LUBA KRAMRISH, the defendant, was an individual residing in Toronto, Canada.

THE SCHEME TO DEFRAUD

16. From at least in or about 1994, up to and including in or about November 2010, in the Southern District of New York and elsewhere, SEMEN DOMNITSER, a/k/a "Semyon Domnitser," POLINA BERENSON, POLINA BREYTER, GENRIKH KOLONTYRSKIY, HENRY GORDIN, ELLA VOSKRESENSKIY, a/k/a "Ella Voskresensky," a/k/a "Ella

Blavatnik," ZLATA BLAVATNIK, SARRA GARBER, DORA GRANDE, DORA KUCHER, MOYSEY KUCHER, a/k/a "Misha Kucher," a/k/a "Michael Kucher," VALENTINA ROMASHOVA, a/k/a "Tina Rome," POLINA STAROSELETSKY, PYOTR BLAVATNIK, a/k/a "Peter Kogan," a/k/a "David Kagan," LANA KAGAN, a/k/a "Svetlana Kagan," YEVGENIYA ABRAMOVICH, a/k/a "Jenya," a/k/a "Zhenya," ASYA GALINDO, ANNA ZINGER, a/k/a "Any," a/k/a "Anna Zack," LUBA KRAMRISH, OKSANA ROMALIS, GALINA TRUTINA-DEMCHUK, a/k/a "Galina Demchuk," and MARINA ZAYTSEVA, the defendants, and others known and unknown, obtained and assisted others in obtaining funds from the Hardship Fund and Article 2 Fund through fraud. Through their scheme, the defendants submitted or caused to be submitted to the Claims Conference thousands of fraudulent applications, which included altered photos, dates of birth, places of birth, names of family members, and identification documents, as well as fabricated stories, to obtain payments for individuals who were not eligible for the programs, thereby causing the Claims Conference to pay tens of millions of dollars to applicants who were not entitled to those funds.

17. As a part of the scheme, employees of the Claims Conference, including but not limited to SEMEN DOMNITSER, a/k/a "Semyon Domnitser," POLINA BERENSON, POLINA BREYTER, GENRIKH KOLONTYRSKIY, HENRY GORDIN, ELLA VOSKRESENSKIY, a/k/a "Ella Voskresensky," a/k/a "Ella Blavatnik," and POLINA STAROSELETSKY,

the defendants, knowingly violated their obligations to process and approve only legitimate applications, and instead used their positions to prepare and/or approve fraudulent applications, in return for money, which they often received in the form of cash or money orders.

18. As a further part of the scheme, ZLATA BLAVATNIK, DORA KUCHER, MOYSEY KUCHER, a/k/a "Misha Kucher," a/k/a "Michael Kucher," VALENTINA ROMASHOVA, a/k/a "Tina Rome," PYOTR BLAVATNIK, a/k/a "Peter Kogan," a/k/a "David Kagan," LANA KAGAN, a/k/a "Svetlana Kagan," YEVGENIYA ABRAMOVICH, a/k/a "Jenya," a/k/a "Zhenya," ASYA GALINDO, ANNA ZINGER, a/k/a "Anyia," a/k/a "Anna Zack," LUBA KRAMRISH, OKSANA ROMALIS, GALINA TRUTINA-DEMCHUK, a/k/a "Galina Demchuk," and MARINA ZAYTSEVA, the defendants, and others, recruited individuals to provide their identification documents so that those documents would be used in support of fraudulent applications to the Hardship Fund and/or the Article 2 Fund, in exchange for a portion of the money the applicants received.

19. As a further part of the scheme, POLINA BERENSON, SARRA GARBER, DORA KUCHER, MOYSEY KUCHER, a/k/a "Misha Kucher," a/k/a "Michael Kucher," YEVGENIYA ABRAMOVICH, a/k/a "Jenya," a/k/a "Zhenya," ASYA GALINDO, OKSANA ROMALIS, GALINA TRUTINA-DEMCHUK, a/k/a "Galina Demchuk," and MARINA ZAYTSEVA, the defendants, submitted, or caused to be submitted, fraudulent

applications in their own names and/or in the names of their own family members.

20. As a further part of the scheme, SARRA GARBER, the defendant, recruited individuals to provide their identification documents so that those documents would be used in support of fraudulent applications to the Hardship Fund and/or the Article 2 Fund, in exchange for a portion of the money the applicants received. In addition, GARBER obtained documents through her employment at the Hebrew Immigrant Aid Society to be used in processing fraudulent applications to the Hardship Fund and/or the Article 2 Fund by ELLA VOSKRESENSKIY, a/k/a "Ella Voskresensky," a/k/a "Ella Blavatnik," the defendant, and others known and unknown.

21. As a further part of the fraudulent scheme, DORA GRANDE, the defendant, in exchange for cash payments, prepared false identification documents that purported to have been issued by governmental authorities, such as Russian and Ukrainian marriage certificates and birth certificates. Those false documents were then submitted to the Claims Conference in support of false applications to the Hardship Fund and Article 2 Fund.

STATUTORY ALLEGATIONS

22. From in or about 1994, up to and including on or about November 9, 2010, in the Southern District of New York and elsewhere, SEMEN DOMNITSER, a/k/a "Semyon Domnitser," POLINA

BERENSON, POLINA BREYTER, GENRIKH KOLONTYRSKIY, HENRY GORDIN, ELLA VOSKRESENSKIY, a/k/a "Ella Voskresensky," a/k/a "Ella Blavatnik," ZLATA BLAVATNIK, SARRA GARBER, DORA GRANDE, DORA KUCHER, MOYSEY KUCHER, a/k/a "Misha Kucher," a/k/a "Michael Kucher," VALENTINA ROMASHOVA, a/k/a "Tina Rome," POLINA STAROSELETSKY, PYOTR BLAVATNIK, a/k/a "Peter Kogan," a/k/a "David Kagan," LANA KAGAN, a/k/a "Svetlana Kagan," YEVGENIYA ABRAMOVICH, a/k/a "Jenya," a/k/a "Zhenya," ASYA GALINDO, ANNA ZINGER, a/k/a "Anya," a/k/a "Anna Zack," LUBA KRAMRISH, OKSANA ROMALIS, GALINA TRUTINA-DEMCHUK, a/k/a "Galina Demchuk," and MARINA ZAYTSEVA, the defendants, and others known and unknown, willfully and knowingly did combine, conspire, confederate, and agree together and with each other to commit mail fraud, in violation of Section 1341 of Title 18, United States Code.

23. It was a part and an object of the conspiracy that SEMEN DOMNITSER, a/k/a "Semyon Domnitser," POLINA BERENSON, POLINA BREYTER, GENRIKH KOLONTYRSKIY, HENRY GORDIN, ELLA VOSKRESENSKIY, a/k/a "Ella Voskresensky," a/k/a "Ella Blavatnik," ZLATA BLAVATNIK, SARRA GARBER, DORA GRANDE, DORA KUCHER, MOYSEY KUCHER, a/k/a "Misha Kucher," a/k/a "Michael Kucher," VALENTINA ROMASHOVA, a/k/a "Tina Rome," POLINA STAROSELETSKY, PYOTR BLAVATNIK, a/k/a "Peter Kogan," a/k/a "David Kagan," LANA KAGAN, a/k/a "Svetlana Kagan," YEVGENIYA ABRAMOVICH, a/k/a "Jenya," a/k/a "Zhenya," ASYA GALINDO, ANNA ZINGER, a/k/a "Anya," a/k/a

"Anna Zack," LUBA KRAMRISH, OKSANA ROMALIS, GALINA TRUTINA-DEMCHUK, a/k/a "Galina Demchuk," and MARINA ZAYTSEVA, the defendants, and others known and unknown, willfully and knowingly, having devised and intending to devise a scheme and artifice to defraud, and for obtaining money and property by means of false and fraudulent pretenses, representations and promises, for the purpose of executing such scheme and artifice and attempting so to do, would and did place in a post office and authorized depository for mail matter, matters and things to be sent and delivered by the Postal Service, and would and did deposit and cause to be deposited matters and things to be sent and delivered by private and commercial interstate carriers, and would and did take and receive therefrom, such matters and things, and would and did knowingly cause to be delivered by mail and such carriers, according to the directions thereon, and at the places at which they were directed to be delivered by the persons to whom they were addressed, such matters and things, in violation of Title 18, United States Code, Section 1341.

OVERT ACTS

24. In furtherance of the conspiracy and to effect the illegal object thereof, the following overt acts, among others, were committed in the Southern District of New York and elsewhere:

a. On or about May 27, 2008, SEMEN DOMNITSER, a/k/a "Semyon Domnitser," the defendant, approved fraudulent applications, submitted in Manhattan, New York, for funds intended for Holocaust survivors.

b. In or about 1994, POLINA BERENSON, the defendant, submitted a fraudulent application in her own name, in Manhattan, New York, for funds intended for Holocaust survivors.

c. In or about 2009, POLINA BREYTER, the defendant, obtained copies of identification documents that were used to prepare fraudulent applications, submitted in Manhattan, New York, to obtain funds intended for Holocaust survivors.

d. In or about December 2006, GENRIKH KOLONTYRSKIY, the defendant, processed a fraudulent application, submitted in Manhattan, New York, to obtain funds intended for Holocaust survivors.

e. In or about 2007, HENRY GORDIN, the defendant, provided materials to POLINA BERENSON, the defendant, for use in processing a fraudulent application, submitted in Manhattan, New York, to obtain funds intended for Holocaust survivors.

f. In or about 2007, ELLA VOSKRESENSKIY, a/k/a "Ella Voskresensky," a/k/a "Ella Blavatnik," the defendant, assisted in providing materials to ZLATA BLAVATNIK, the defendant, for use in processing a fraudulent application, submitted in Manhattan, New York, to obtain funds intended for Holocaust survivors.

g. On or about January 12, 2009, ZLATA BLAVATNIK, the defendant, spoke to OKSANA ROMALIS, the defendant, about obtaining copies of identification documents intended to be used to prepare fraudulent applications, submitted in Manhattan, New York, to obtain funds intended for Holocaust survivors.

h. In or about 2007, SARRA GARBER, the defendant, obtained copies of identification documents that were used to prepare fraudulent applications, submitted in Manhattan, New York, to obtain funds intended for Holocaust survivors.

i. In or about February 2010, DORA GRANDE, the defendant, prepared a false birth certificate.

j. In or about 2009, DORA KUCHER, the defendant, demanded payment from a person who provided identification documents that were used to prepare fraudulent applications, submitted in Manhattan, New York, to obtain funds intended for Holocaust survivors.

k. In or about 2007, MOYSEY KUCHER, a/k/a/ "Misha," a/k/a "Michael," the defendant, obtained copies of identification documents that were used to prepare fraudulent applications, submitted in Manhattan, New York, to obtain funds intended for Holocaust survivors.

l. On or about July 6, 2005, VALENTINA ROMASHOVA, a/k/a "Tina Rome," the defendant, sent a letter regarding an application for funds intended for Holocaust survivors.

m. On or about March 21, 2005, POLINA STAROSELETSKY, the defendant, signed a report of an interview contained in a case file regarding funds intended for Holocaust survivors.

n. In or about 2009, PYOTR BLAVATNIK, a/k/a "Peter Kogan," a/k/a "David Kagan," the defendant, obtained copies of identification documents that were used to prepare fraudulent applications, submitted in Manhattan, New York, to obtain funds intended for Holocaust survivors.

o. In or about 2009, LANA KAGAN, a/k/a "Svetlana Kagan," the defendant, obtained copies of identification documents that were used to prepare fraudulent applications, submitted in Manhattan, New York, to obtain funds intended for Holocaust survivors.

p. In or about 2008, ASYA GALINDO, the defendant, obtained copies of identification documents that were used to prepare fraudulent applications, submitted in Manhattan, New York, to obtain funds intended for Holocaust survivors.

q. In or about 2003, ANNA ZINGER, a/k/a "Anya," a/k/a "Anna Zack," the defendant, obtained copies of identification documents that were used to prepare fraudulent applications, submitted in Manhattan, New York, to obtain funds intended for Holocaust survivors.

r. In or about 2002, LUBA KRAMRISH, the defendant, obtained copies of identification documents that were used to

prepare fraudulent applications, submitted in Manhattan, New York, to obtain funds intended for Holocaust survivors.

s. In or about 2004, OKSANA ROMALIS, the defendant, obtained copies of identification documents that were used to prepare fraudulent applications, submitted in Manhattan, New York, to obtain funds intended for Holocaust survivors.

t. In or about 2009, GALINA TRUTINA-DEMCHUK, a/k/a "Galina Demchuk," the defendant, obtained copies of identification documents that were used to prepare fraudulent applications, submitted in Manhattan, New York, to obtain funds intended for Holocaust survivors.

u. In or about 2009, MARINA ZAYTSEVA, the defendant, obtained copies of identification documents that were used to prepare fraudulent applications, submitted in Manhattan, New York, to obtain funds intended for Holocaust survivors.

(Title 18, United States Code, Section 1349.)

COUNT TWO

(Mail Fraud)

The Grand Jury further charges:

25. The allegations in paragraphs 1 through 21 and 24 are repeated, re-alleged and reincorporated as if set forth fully herein.

26. From at least in or about 1994, up to and including on or about November 9, 2010, in the Southern District of New York

and elsewhere, SEMEN DOMNITSER, a/k/a "Semyon Domnitser," POLINA BERENSON, POLINA BREYTER, GENRIKH KOLONTYRSKIY, HENRY GORDIN, ELLA VOSKRESENSKIY, a/k/a "Ella Voskresensky," a/k/a "Ella Blavatnik," ZLATA BLAVATNIK, SARRA GARBER, DORA GRANDE, DORA KUCHER, MOYSEY KUCHER, a/k/a "Misha Kucher," a/k/a "Michael Kucher," VALENTINA ROMASHOVA, a/k/a "Tina Rome," POLINA STAROSELETSKY, PYOTR BLAVATNIK, a/k/a "Peter Kogan," a/k/a "David Kagan," LANA KAGAN, a/k/a "Svetlana Kagan," YEVGENIYA ABRAMOVICH, a/k/a "Jenya," a/k/a "Zhenya," ASYA GALINDO, ANNA ZINGER, a/k/a "Anyia," a/k/a "Anna Zack," LUBA KRAMRISH, OKSANA ROMALIS, GALINA TRUTINA-DEMCHUK, a/k/a "Galina Demchuk," and MARINA ZAYTSEVA, the defendants, willfully and knowingly, having devised and intending to devise a scheme and artifice to defraud, and for obtaining money and property by means of false and fraudulent pretenses, representations, and promises, for the purpose of executing such scheme and artifice and attempting so to do, placed in a post office and authorized depository for mail matter, matters and things to be sent and delivered by the Postal Service, and deposited and caused to be deposited matters and things to be sent and delivered by private and commercial interstate carriers, and took and received therefrom, such matters and things, and knowingly caused to be delivered by mail and such carriers, according to the directions thereon, and at the places at which they were directed to be delivered by the persons to whom they

were addressed, such matters and things, to wit, DOMNITSER, BERENSON, BREYTER, KOLONTYRSKIY, GORDIN, VOSKRESENSKIY, ZLATA BLAVATNIK, GARBER, GRANDE, DORA KUCHER, MOYSEY KUCHER, ROMASHOVA, STAROSELETSKY, PYOTR BLAVATNIK, KAGAN, ABRAMOVICH, GALINDO, ZINGER, KRAMRISH, ROMALIS, TRUTINA-DEMCHUK, and ZAYTSEVA participated in a scheme to obtain funds through the submission to the Claims Conference of fraudulent applications for Holocaust reparations, thereby causing checks and correspondence to be mailed from Manhattan, New York to individuals who were not entitled to receive those funds.

(Title 18, United States Code, Sections 1341 and 2.)

COUNT THREE

(Witness Tampering)

The Grand Jury further charges:

27. The allegations in paragraphs 1 through 21 and 24 are repeated, re-alleged and reincorporated as if set forth fully herein.

28. On or about March 18, 2010, in the Southern District of New York and elsewhere, POLINA BERENSON, the defendant, willfully and knowingly used intimidation, threatened, and corruptly persuaded another person, and attempted to do so, with intent to hinder, delay, and prevent the communication to a law enforcement officer of the United States of information relating to the commission and possible commission of a Federal offense, to wit,

BERENSON attempted to give money to a witness and to persuade that witness to tell the Federal Bureau of Investigation ("FBI"), falsely, that the witness did not know anything in connection with the FBI's investigation of fraud committed by BERENSON and others on the Claims Conference, located in Manhattan, New York.

(Title 18, United States Code, Sections 1512(b)(3) and 2.)

COUNT FOUR

(Witness Tampering)

The Grand Jury further charges:

29. The allegations in paragraphs 1 through 21 and 24 are repeated, re-alleged and reincorporated as if set forth fully herein.

30. From in or about January 2010 through on or about April 1, 2010, in the Southern District of New York and elsewhere, MARINA ZAYTSEVA, the defendant, willfully and knowingly used intimidation, threatened, and corruptly persuaded another person, and attempted to do so, with intent to hinder, delay, and prevent the communication to a law enforcement officer of the United States of information relating to the commission and possible commission of a Federal offense, to wit, ZAYTSEVA (i) instructed one witness falsely to claim a lack of memory if questioned by the FBI about fraud committed by ZAYTSEVA and others on the Claims Conference, located in Manhattan, New York, and

(ii) instructed a second witness, if questioned by the FBI, to deny splitting money with ZAYTSEVA.

(Title 18, United States Code, Sections 1512(b)(3) and 2.)

COUNT FIVE

(Money Laundering)

The Grand Jury further charges:

31. The allegations in paragraphs 1 through 21 and 24 are repeated, re-alleged and reincorporated as if set forth fully herein.

32. From in or about January 2004 through in or about November 2009, in the Southern District of New York and elsewhere, VALENTINA ROMASHOVA, a/k/a "Tina Rome," the defendant, knowing that the property involved in a financial transaction represented the proceeds of some form of unlawful activity, willfully and knowingly conducted and attempted to conduct a financial transaction, involving and affecting interstate commerce, which in fact involved the proceeds of specified unlawful activity, to wit, mail fraud, knowing that the transaction was designed in whole and in part to conceal and disguise the nature, the location, the source, the ownership, and the control of the proceeds of specified unlawful activity, to wit, ROMASHOVA negotiated hundreds of blank money orders, totaling more than \$100,000, which she demanded and obtained from recipients of funds administered by the Claims Conference,

located in Manhattan, New York, in order, among other things, to conceal the source and the ownership of those funds, which she had obtained through mail fraud.

(Title 18, United States Code, Section 1956(a)(1)(B)(i) and 2.)

FORFEITURE ALLEGATION AS TO COUNTS ONE AND TWO

33. As a result of committing the offenses alleged in Counts One and Two of this Superseding Indictment, SEMEN DOMNITSER, a/k/a "Semyon Domnitser," POLINA BERENSON, POLINA BREYTER, GENRIKH KOLONTYRSKIY, HENRY GORDIN, ELLA VOSKRESENSKIY, a/k/a "Ella Voskresensky," a/k/a "Ella Blavatnik," ZLATA BLAVATNIK, SARRA GARBER, DORA GRANDE, DORA KUCHER, MOYSEY KUCHER, a/k/a "Misha Kucher," a/k/a "Michael Kucher," VALENTINA ROMASHOVA, a/k/a "Tina Rome," POLINA STAROSELETSKY, PYOTR BLAVATNIK, a/k/a "Peter Kogan," a/k/a "David Kagan," LANA KAGAN, a/k/a "Svetlana Kagan," YEVGENIYA ABRAMOVICH, a/k/a "Jenya," a/k/a "Zhenya," ASYA GALINDO, ANNA ZINGER, a/k/a "Any," a/k/a "Anna Zack," LUBA KRAMRISH, OKSANA ROMALIS, GALINA TRUTINA-DEMCHUK, a/k/a "Galina Demchuk," and MARINA ZAYTSEVA, the defendants, shall forfeit to the United States pursuant to Title 18, United States Code, Section 981(a)(1)(C) and Title 28, United States Code, Section 2461(c), any property constituting or derived from proceeds obtained directly or indirectly as a result of the mail fraud offenses alleged in Counts One and Two of this Superseding Indictment, and any property traceable to such

property, including but not limited to the following:

d. At least \$57 million in United States currency, the sum of the proceeds obtained directly or indirectly from the mail fraud offenses or is traceable to such property.

Substitute Asset Provision

34. If any of the above-described forfeitable property, as a result of any act or omission of the defendants:

- (1) cannot be located upon the exercise of due diligence;
- (2) has been transferred or sold to, or deposited with, a third person;
- (3) has been placed beyond the jurisdiction of the Court;
- (4) has been substantially diminished in value; or
- (5) has been commingled with other property which cannot be subdivided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of said defendants up to the value of the above forfeitable property.

(Title 18, United States Code, Section 981(a)(1)(C); Title 28, United States Code, Section 2461(c), Title 18, United States Code, Section 1341, and Title 21, United States Code, Section 853.)

FORFEITURE ALLEGATION AS TO COUNT FIVE

35. As a result of committing the money laundering offense charged in Count Five of this Superseding Indictment, VALENTINA ROMASHOVA, a/k/a "Tina Rome," the defendant, shall forfeit to the United States pursuant to Title 18, United States Code, 982(a)(1) any property, real and personal, involved in such offense, and any property traceable to such property, including but not limited to the following:

e. At least \$125,000 in United States currency, in that such sum in aggregate is property which was involved in the money laundering offense or traceable to such property.

Substitute Asset Provision

36. If any of the above-described forfeitable property, as a result of any act or omission of the defendant:

- (1) cannot be located upon the exercise of due diligence;
- (2) has been transferred or sold to, or deposited with, a third person;
- (3) has been placed beyond the jurisdiction of the Court;
- (4) has been substantially diminished in value; or
- (5) has been commingled with other property which cannot be subdivided without difficulty;

it is the intent of the United States, pursuant to Title 18,

United States Code, Section 982 and Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of said defendant up to the value of the above forfeitable property.

(Title 18, United States Code, Sections 982 and 1956 and Title 21, United States Code, Section 853(p).)



FOREPERSON



PREET BHARARA *12*
United States Attorney

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

- v. -

SEMEN DOMNITSER, a/k/a "Semyon Domnitser,"
POLINA BERENSON, POLINA BREYTER, GENRIKH
KOLONTYRSKIY, HENRY GORDIN, ELLA
VOSKRESENSKIY, a/k/a "Ella Voskresensky,"
a/k/a "Ella Blavatnik," ZLATA BLAVATNIK,
SARRA GARBER, DORA GRANDE, DORA KUCHER,
MOYSEY KUCHER, a/k/a "Misha Kucher," a/k/a
"Michael Kucher," VALENTINA ROMASHOVA, a/k/a
"Tina Rome," POLINA STAROSELETSKY, PYOTR
BLAVATNIK, a/k/a "Peter Kogan," a/k/a "David
Kagan," LANA KAGAN, a/k/a "Svetlana Kagan,"
YEVGENIYA ABRAMOVICH, a/k/a "Jenya," a/k/a
"Zhenya," ASYA GALINDO, ANNA ZINGER, a/k/a
"Anyia," a/k/a "Anna Zack," LUBA KRAMRISH,
OKSANA ROMALIS, GALINA TRUTINA-DEMCHUK,
a/k/a "Galina Demchuk," and MARINA ZAYTSEVA,

Defendants.

SUPERSEDING INDICTMENT

S1 11 Cr. 120 (TPG)

(18 U.S.C. §§ 1349, 1341, 1512(b)(3),
1956(a)(1)(B)(i), and 2.)

PREET BHARARA

United States Attorney.

A TRUE BILL



Foreperson.

12/8/2011 - Filed Sealed Superseding indictment. Arrest warrants issued.
AJC

J. MAAS
U.S.M.J.